

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

AUSTIN EDWARD LIGHTFEATHER,

Plaintiff,

vs.

CLAUDIS HARTMAN, M.D., in his individual
compacity; PATRICK CONDON, County
attorney, in his individual compacity;
CHRISTOPHER SIEFERT, County Attorney
in his individual compacity; KRISTI EDGER,
County Attorney in her individual compacity;
NURSE MARK, In his individual compacity;
NURSE LIZ, In her individual compacity;
APRN WODIJO, NURSE AID AMY, in her
individual compacity; STEVE WIENDAL,
LMHP In his individual compacity;
STEPHENIE, LMHP in her individual
compacity; and DONAVIN, LMHP In her
individual compacity;

Defendants.

8:22CV359

MEMORANDUM AND ORDER

This matter is before the Court on its own motion. Plaintiff filed a Complaint, [Filing No. 1](#), on October 17, 2022. However, Plaintiff failed to include the \$402.00 filing and administrative fees. Plaintiff has the choice of either submitting the \$402.00 filing and administrative fees to the Clerk's Office or submitting a request to proceed in forma

pauperis.¹ Failure to take either action within 30 days will result in the Court dismissing this case without further notice to Plaintiff.

IT IS THEREFORE ORDERED that:

1. Plaintiff is directed to submit the \$402.00 fees to the Clerk's Office or submit a request to proceed in forma pauperis within 30 days. Failure to take either action will result in dismissal of this matter without further notice.
2. The Clerk of the Court is directed to send to Plaintiff the Form AO240 ("Application to Proceed Without Prepayment of Fees and Affidavit").
3. The Clerk of the Court is directed to set a pro se case management deadline in this matter with the following text: **November 17, 2022**: Check for MIFP or payment.

Dated this 18th day of October, 2022.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon".

Joseph F. Bataillon
Senior United States District Court

¹If Plaintiff is granted leave to proceed in forma pauperis ("IFP") in this matter, he will be allowed to pay the Court's \$350 filing fee in installments. See 28 U.S.C. § 1915(b)(1); *In re Tyler*, 110 F.3d 528, 529-30 (8th Cir. 1997). He would not be subject to the \$52.00 administrative fee assessed to non-IFP plaintiffs.